IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

THURSDAY, THE 15TH MARCH 2007 / 24TH PHALGUNA 1928

WP(C).No. 8828 of 2007(A)

PETITIONER:

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1. VIPIN VIDHYADHARAN, AGED 28,
S/O VIDHYADHARAN, L.V.SADANAM, MUKKOLA,
MULLOOR P.O. VIZHINJAM,
THIRUVANANTHAPURAM, PIN 695 521

2. JAYACHANDRA BABU K, AGED 32,
S/O KUMARA PILLAI, VASUDEVAVILASAM,
NJARAKUZHI, KUNNIYODU, KAKKAVILA P.O.,
PIN 695 506.

3. ATHIRA, AGED 26, D/O CHANAYAMMA,
THIRUVATHIRA, KULAVUMTHALA,
PERUMKADAVILA P.O. PIN 695 125.

BY ADV. SRI.R.T.PRADEEP
SRI.V.VIJULAL

RESPONDENTS:

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1. THE PRINCIPAL SECRETARY, HEALTH AND
FAMILY WELFARE DEPARTMENT, SECRETARIAT,
THIRUVANANTHAPURAM.

2. THE DIRECTOR OF HEALTH SERVICE
OFFICE OF DIRECTOR OF HEALTH SERVICES,
THIRUVANANTHAPURAM.

3. THE ADDITIONAL DIRECTOR OF HEALTH
SERVICE(T.B), STATE T.B.CELL, RED CROSS ROAD,
OPP. STATE AIDS CONTROL SOCIETY,
THIRUVANANTHAPURAM-35.

4. THE DISTRICT MEDICAL OFFICER OF HEALTH
OFFICE OF DISTRICT MEDICAL OFFICER OF HEALTH,
THIRUVANANTHAPURAM.

5. DISTRICT T.B. OFFICER, DISTRICT T.B.CENTRE, THIRUVANANTHAPURAM.

6. DISTRICT COLLECTOR, COLLECTORATE, THIRUVANANTHAPURAM.

BY GOVT.PLEADER SRI.BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 15/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J

W.P.(C)NO.8828 of 2007

Dated this the 15th day of March, 2007

JUDGMENT

The petitioners had been working on contract basis in the TB Centre, Thiruvananthapuram District which is monitored by the District TB Control Society. The 6th respondent District Collector is the Chairman of the Society. According to the petitioners, the appointments are made by the third respondent, the Additional Director of Health Services(TB).

2. The services of the petitioners have come to an end with effect from 26.1.2007 on termination of the contract period. Counsel for the petitioners submits that the practice hitherto being followed was to reappoint the same persons for another term, but after the termination of the service of the petitioners in January 2007, reappointment orders have not been issued. They apprehend that fresh hands are likely to be inducted thereby denying opportunity for experienced hands like the petitioners to

serve for another term. Ext.P14 representation filed by the petitioners highlighting the above grievance is pending with the 6th respondent.

3. I have heard the counsel for the petitioner and the Government Pleader for the respondents.

4. In the facts and circumstances, I feel that the 6th respondent shall take appropriate decision on Ext.P14 without delay. The 6th respondent is therefore directed to consider relevant aspects and take decision on Ext.P14 within one month from the date of receipt of a copy of the judgment. Needless to state that the decision thus taken shall be communicated to the petitioner.

5. The petitioner shall produce a copy of the judgment along with a copy of the writ petition so that the 6th respondent will be in a position to know the contentions of the petitioners and the same can be taken into account while disposing of Ext.P14.

K.K.DENESAN, JUDGE

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